

F770004-1923

JOING TELEGRAM Department of State

INDICATE: ☐ COLLECT
☐ CHANGE TO

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Classification

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SENT TO: Ambassador MOSCOW NIACI 438

RETD INFO: Ambassador PARIS PRIORITY 884
 Ambassador LONDON PRIORITY 768
 Ambassador BONN PRIORITY 355
 USBER BERLIN PRIORITY 124

PARIS pass USRO

United States, and British, French and German Embassies here
 have agreed on text of identical notes of protest from British,
 French and American Governments to USSR over recent actions GDR
 Government in Berlin, to be delivered separately in Moscow Thursday
 morning, August 17, 1961. Text of notes will be published Friday,
 August 18, 1961, at 10 a.m. Washington time. Other Governments
 involved are being requested to notify their Embassies in Moscow of
 approval. Embassy Moscow should coordinate delivery with those
 Embassies, and is authorized to accept any minor changes which may
 be proposed. Agreed text reads: DECLASSIFICATION DATE 6/29/77
PER [signature] OFFICE Eur
 BEGIN VERBATIM TEXT: FADRC FOI CASE NO. 7:0567 Catalal

"THE EMBASSY OF THE UNITED STATES PRESENTS ITS COMPLIMENTS TO
 THE MINISTER OF FOREIGN AFFAIRS AND UPON INSTRUCTIONS OF ITS
 GOVERNMENT HAS THE HONOR TO DIRECT THE MOST SERIOUS ATTENTION OF
 THE GOVERNMENT OF THE USSR TO THE FOLLOWING.

ON AUGUST 13, EAST GERMAN AUTHORITIES PUT INTO EFFECT SEVERAL

S/O: JLD: [signature] 8/15/61

[signature] [signature] [signature]
 [signature] [signature] [signature]

The Secretary

EUR - Mr. Kohler TH
 L - Mr. Chayes (in draft)
 S/S - DK

White House - The President

S/S - Mr. Bolger (in draft)REPRODUCTION FROM THIS
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DEPARTMENT OF STATE A/CDC/NE

REVIEWED BY [signature] DATE 2-15-80

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MEASURES REGULATING MOVEMENT AT THE BOUNDARY OF THE WESTERN SECTORS AND THE SOVIET SECTOR OF THE CITY OF BERLIN. THESE MEASURES HAVE THE EFFECT OF LIMITING, TO A DEGREE APPROACHING COMPLETE PROHIBITION, PASSAGE FROM THE SOVIET SECTOR TO THE WESTERN SECTORS OF THE CITY. THESE MEASURES WERE ACCOMPANIED BY THE CLOSING OF THE SECTOR BOUNDARY BY A SIZEABLE DEPLOYMENT OF POLICE FORCES AND BY MILITARY DETACHMENTS BROUGHT INTO BERLIN FOR THIS PURPOSE.

ALL THIS IS A FLAGRANT, AND PARTICULARLY SERIOUS, VIOLATION OF THE QUADRIPARTITE STATUS OF BERLIN. FREEDOM OF MOVEMENT WITH RESPECT TO BERLIN WAS REAFFIRMED BY THE QUADRIPARTITE AGREEMENT OF NEW YORK OF MAY 4, 1949, AND BY THE DECISION TAKEN AT PARIS ON JUNE 20, 1949, BY THE COUNCIL OF THE MINISTERS OF FOREIGN AFFAIRS OF THE FOUR POWERS. THE UNITED STATES GOVERNMENT HAS NEVER ACCEPTED THAT LIMITATIONS CAN BE IMPOSED ON FREEDOM OF MOVEMENT WITHIN BERLIN. THE BOUNDARY BETWEEN THE SOVIET SECTOR AND THE WESTERN SECTORS OF BERLIN IS NOT A STATE FRONTIER. THE UNITED STATES GOVERNMENT CONSIDERS THAT THE MEASURES WHICH THE EAST GERMAN AUTHORITIES HAVE TAKEN ARE ILLEGAL. IT REITERATES THAT IT DOES NOT ACCEPT THE PRETENSION ~~FOUNDED ON THE FACT~~ THAT - THE SOVIET SECTOR OF BERLIN FORMS A PART OF THE SO-CALLED "GERMAN DEMOCRATIC REPUBLIC" AND THAT BERLIN IS SITUATED ON ITS TERRITORY. SUCH A PRETENSION IS IN ITSELF A VIOLATION OF THE

SOLEMNLY

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SOLENNY PLEDGED WORD OF THE USSR IN THE AGREEMENT ON THE ZONES OF OCCUPATION IN GERMANY AND THE ADMINISTRATION OF GREATER BERLIN. MOREOVER THE UNITED STATES GOVERNMENT CANNOT ADMIT THE RIGHT OF THE EAST GERMAN AUTHORITIES TO AUTHORIZE THEIR ARMED FORCES TO ENTER THE SOVIET SECTOR OF BERLIN.

BY THE VERY ADMISSION OF THE EAST GERMAN AUTHORITIES, THE MEASURES WHICH HAVE JUST BEEN TAKEN ARE MOTIVATED BY THE FACT THAT AN EVER INCREASING NUMBER OF INHABITANTS OF EAST GERMANY WISH TO LEAVE THIS TERRITORY. THE REASONS FOR THIS EXODUS ARE KNOWN. THEY ARE SIMPLY THE INTERNAL DIFFICULTIES IN EAST GERMANY.

TO JUDGE BY THE TERMS OF A DECLARATION OF THE WARSAW PACT POWERS PUBLISHED ON AUGUST 13, THE MEASURES IN QUESTION ARE SUPPOSED TO HAVE BEEN RECOMMENDED TO THE EAST GERMAN AUTHORITIES BY THOSE POWERS. THE UNITED STATES GOVERNMENT NOTES THAT THE POWERS WHICH ASSOCIATED THEMSELVES WITH THE USSR BY SIGNING THE WARSAW PACT ARE THUS INTERVENING IN A DOMAIN IN WHICH THEY HAVE NO COMPETENCE.

IT IS TO BE NOTED THAT THIS DECLARATION STATES THAT THE MEASURES TAKEN BY THE EAST GERMAN AUTHORITIES ARE "IN THE INTERESTS OF THE GERMAN PEOPLES THEMSELVES". IT IS DIFFICULT TO SEE ANY BASIS FOR THIS STATEMENT, OR TO UNDERSTAND WHY IT SHOULD BE FOR THE MEMBERS OF THE WARSAW PACT TO DECIDE WHAT ARE THE INTERESTS OF THE GERMAN PEOPLE. IT IS EVIDENT THAT NO GERMANS, PARTICULARLY THOSE WHOSE FREEDOM OF MOVEMENT IS BEING FORCIBLY RESTRAINED, THINK THIS IS SO. THIS WOULD BECOME ABUNDANTLY CLEAR IF ALL GERMANS WERE ALLOWED A FREE CHOICE, AND THE PRINCIPLE OF SELF-DETERMINATION WERE ALSO APPLIED IN THE SOVIET SECTOR OF BERLIN AND IN EAST GERMANY.

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THE UNITED STATES GOVERNMENT SOLEMNLY PROTESTS AGAINST THE MEASURES
-TAKEN IN AN AREA FOR IS
REFERRED TO ABOVE, / FROM WHICH ~~(COUNTRIES)~~ THE SOVIET GOVERNMENT / RESPONSIBLE. THE
UNITED STATES GOVERNMENT EXPECTS THE SOVIET GOVERNMENT TO PUT AN END TO THESE
ILLEGAL MEASURES. THIS UNILATERAL INFRINGEMENT OF THE QUADRIPARTITE STATUS
DANGERS.
OF BERLIN CAN ONLY INCREASE EXISTING TENSION AND ~~AND INCREASE THE DANGER~~
~~AND INCREASE THE DANGER~~
END OF VERBATIM TEXT.

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